IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1065 OF 2007

Pramod Krishna Chavan ..Applicant

Vs.

State of Maharashtra ..Respondents

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Mr.Sudeep Pasbola Advocate for Applicant
Mr.K.V.Saste A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 20, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R.No.I-318 of 2006 of of Wagle Estate Police Station, Thane. The said case is under Sections 498-A and 306 of IPC.

3. The applicant is the husband of deceased Pradnya. The marriage of the applicant took place on 18.5.2001 On 20.7.2006, Pradnya consumed poison i.e. insecticides used for killing cockroaches Pradnya died on 9.9.2006. Thereafter FIR was lodged on 1.10.2006 and the applicant came to be

arrested. The investigation is over and charge sheet has been filed. During the period from 28.6.2006 to 9.9.2006 Pradnya was taking treatment in various hospitals. On 24.7.2006 the statement of Pradnya has been recorded. In the said statement, she has stated that she has a minor son. As her son troubled her, she beat her son. Due to this there was a quarrel between her and her husband (applicant). On account of quarrel, Pradnya was fed up and hence, she consumed insecticide. Thereafter her husband admitted her in the hospital. In the said statement, she has stated that she does not have any complaint against any one. In the said statement, there is no reference to any demand or any illtreatment or harassment by the applicant to her on any count. On account of quarrel which took place between her and her husband on account of Pradnya beating their minor son, Pradnya consumed insecticide which caused her death. In such case, prima facie, it cannot be said that Sections 498-A and 306 are attracted to the present case. In this view of the matter, I am inclined to grant bail to the applicant.

4. The applicant-Pramod Krishna Chavan to be

released on bail in the sum of Rs.25,000/- (Rs.twenty five thousand only) with one or two sureties to make up the said amount in C.R.No.I-318 of 2006 of Wagle Estate Police Station, Thane. The applicant shall report to the concerned Police Station once in a week till the conclusion of trial.

5. Application is disposed of.

[Smt. V.K.Tahilramani, J.]